IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Klaus SCHULTES, et al. GAU: 1794 EXAMINER: LE, H. T. SERIAL NO: 10/539,509

FILED: December 7, 2005

CORE AND SHELL PARTICLE FOR MODIFYING IMPACT RESISTANCE OF A FOR:

MOULDABLE POLY(METH) ACRYLATE MATERIAL

NOTICE OF APPEAL

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated April 21, 2009 The items checked below are appropriate:

- ☐ A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for
- A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
- A Petition for Extension of Time for filing the Notice of Appeal is attached.
- ☐ A Pre-Appeal Brief Request for Review is attached.

Fee: \$540.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- Credit card payment is being made online (if electronically filed), or is attached hereto (if paper filed), covering any required fees.
- ☐ Charge to Deposit Account No. 15-0030.
- Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. <u>15-0030</u>.
- If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. **15-0030**.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Norman F. Oblon

Customer Number

Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 11/08)

Frederick D. Vastine, Ph.D.

Registration No. 27,013